

STATE OF MICHIGAN
COURT OF APPEALS

In the Matter of SHIREE CARRETHEERS,
PRESIOUS COLE, JANE COLE and
ANGELICA WILSON, Minors.

FAMILY INDEPENDENCE AGENCY,

Petitioner-Appellee,

v

KENNETH CARRETHEERS,

Respondent-Appellant,

and

MARGARET COLE and MALCOLM WILSON,

Respondents.

UNPUBLISHED
October 23, 2003

No. 248683
St. Clair Circuit Court
Family Division
LC No. 02-000297

Before: Bandstra, P.J., and Hoekstra and Borrello, JJ.

MEMORANDUM.

Respondent Carrethers appeals as of right from a circuit court order terminating his parental rights to the minor children pursuant to MCL 712A.19b(3)(a) and (c)(i). We affirm.

The trial court did not clearly err in finding that at least one statutory ground for termination had been proved by clear and convincing evidence. *In re IEM*, 233 Mich App 438, 450; 592 NW2d 751 (1999). Respondent advised the foster care worker that he did not intend to have any involvement with the court or the children. He did not support the children or seek custody during the six months that they were in foster care and did not attend any court hearings. Further, the trial court's finding regarding the child's best interests was not clearly erroneous. *In re Trejo Minors*, 462 Mich 341, 354, 356-357; 612 NW2d 407 (2000); MCL 712A.19b(5). Therefore, the trial court did not clearly err in terminating respondent's parental rights. *Trejo*, *supra* at 356-357.

Petitioner was not required to prove that respondent would neglect his children for the long-term future as held in *Fritts v Krugh*, 354 Mich 97, 114; 92 NW2d 604 (1958), overruled on

other grounds by *In re Hatcher*, 443 Mich 426, 444; 505 NW2d 834 (1993). That case predates the enactment of section 19b(3) which sets forth the criteria for termination.

Affirmed.

/s/ Richard A. Bandstra

/s/ Joel P. Hoekstra

/s/ Stephen L. Borrello